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Attorneys for the United States of America

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

UNITED STATES OF AMERICA, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
CHARLES A. PHILLIPS, )  
 )  
Defendant. )  
\_\_\_\_\_ )

Case No. 4-07-70488-WDB

STIPULATION AND [PROPOSED]  
ORDER TO CONTINUE  
ARRAIGNMENT OR PRELIMINARY  
HEARING, AND WAIVER OF TIME

The United States and the defendant, through their respective counsel, jointly stipulate and respectfully request the Court to continue the date of the defendant's arraignment or preliminary hearing from **September 10, 2007**, to **October 15, 2007**, at **10:00 a.m.** The government is continuing to provide discovery; the government is providing additional/replacement discovery requested by the defendant; and the defendant needs this additional time to evaluate the case and make decisions pertinent to the future course of this proceeding.

For these reasons, the parties stipulate to continue the present date of September 10, 2007, to October 15, 2007, at 10:00 a.m. The parties further stipulate in the interest of

1 justice to waive time for the preliminary hearing/arraignment until October 15, 2007, for  
2 the reasons set forth herein.

3  
4 Respectfully submitted,

5  
6 Dated: 09/07/07

/s/  
GEORGE L. BEVAN JR.  
United States Attorney

8  
9 Dated: 09/07/07

/s/  
WILLIAM A. WELCH  
Attorney for Defendant Charles Phillips

10  
11  
12  
13 IT IS SO ORDERED.

14  
15 Dated: \_\_\_\_\_

16 WAYNE D. BRAZIL  
United States Magistrate Judge